

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA	)	
	)	
v.	)	CRIMINAL NO.: 04-10293-JLT
	)	
MARK F. MARCHESE,	)	Count 1: 18 U.S.C. § 2113(d)
FRANK R. BOWMAN, JR.,	)	Armed Bank Robbery
ANTHONY P. RAYMOND,	)	Count 2: 18 U.S.C. § 922(g)(1)
a/k/a Razor Ramone,	)	Felon in Possession
a/k/a Tony Ramone,	)	of a Firearm
a/k/a Tony Ramond,	)	Count 3: 18 U.S.C. § 924(c)
Defendants.	)	Use of a Firearm During
	)	Crime of Violence

SUPERSEDING INDICTMENT

**COUNT ONE:** 18 U.S.C. § 2113(d) – Armed Bank Robbery

The Grand Jury charges that:

On or about August 19, 2004, at Malden, in the District of Massachusetts,

**MARK F. MARCHESE**  
**and**  
**FRANK R. BOWMAN, JR.,**  
**and**  
**ANTHONY P. RAYMOND,**

the defendants herein, did, by force and violence and by intimidation, take from the person and presence of employees of the Citizen's Bank, money in the amount of \$26,664.68, more or less, belonging to and in the care, custody, control, management and possession of the said Citizen's Bank, the deposits of which were then insured by the Federal Deposit Insurance Corporation; and in committing the aforesaid offense, the defendants herein did assault and put in jeopardy the lives of other persons by the use of a dangerous weapon, namely, a firearm.

All in violation of Title 18, United States Code, Section 2113(d).

**COUNT TWO:** 18 U.S.C. § 922(g)(1) – Felon in Possession of a Firearm

The Grand Jury further charges that:

On or about August 19, 2004, at Malden, in the District of Massachusetts,

**MARK F. MARCHESE,**

the defendant herein, having previously been convicted in a court of a crime punishable by imprisonment for a term exceeding one year, did knowingly possess, in and affecting commerce, a firearm, to wit: one 7.62 x 39 mm Norinco assault-style rifle, Model SKS, bearing serial number 9211689.

All in violation of Title 18, United States Code, Section 922(g)(1).

**COUNT THREE:** 18 U.S.C. § 924(c) – Use of a Firearm During Crime of Violence

The Grand Jury further charges that:

On or about August 19, 2004, at Malden, in the District of Massachusetts,

**MARK F. MARCHESE**  
**and**  
**FRANK R. BOWMAN, JR.,**  
**and**  
**ANTHONY P. RAYMOND,**

the defendants herein, did knowingly use, carry and brandish a firearm, to wit, an assault rifle, during and in relation to the crime of violence charged in Count One of this Indictment, to wit: armed bank robbery, in violation of Title 18, United States Code, Section 2113(d).

All in violation of Title 18, United States Code, Section 924(c)(1)(A)(ii).

NOTICE OF ADDITIONAL FACTORS

The Grand Jury further charges that:

1. The armed robbery that is the subject of Count One involved the taking of the property of a financial institution, as described in U.S.S.G. § 2B3.1(b)(1).
2. The armed robbery that is the subject of Count One involved the brandishment and possession of a firearm, as described in U.S.S.G. § 2B3.1(b)(2).
3. The armed robbery that is the subject of Count One involved a loss of between \$10,000 and \$50,000, as described in U.S.S.G. § 2B3.1(b)(7)(B).
4. At the time of the defendants' commission of the armed robbery that is the subject of Count One, defendant Marchese was 34 years old and had at least two prior felony convictions of either a crime of violence or controlled substance offense, as described in U.S.S.G. § 4B1.1.
5. At the time of the defendants' commission of the armed robbery that is the subject of Count One, defendant Raymond was 34 years old and had at least two prior felony convictions of either a crime of violence or controlled substance offense, as described in U.S.S.G. § 4B1.1.



A TRUE BILL:

  
FOREMAN OF THE GRAND JURY

  
PAUL R. MOORE  
ASSISTANT U.S. ATTORNEY

DISTRICT OF MASSACHUSETTS ; December 8, 2004, at 1:15.

Returned into the District Court by the Grand Jurors and filed.

  
DEPUTY CLERK  


JS 45 (5/97) - (Revised USAO MA 3/25/02)

**Criminal Case Cover Sheet****U.S. District Court - District of Massachusetts**Place of Offense: \_\_\_\_\_ Category No. II Investigating Agency FBICity Malden Related Case Information:County Middlesex Superseding Ind./ Inf. X Case No. 04-10293-JLT  
Same Defendant X New Defendant \_\_\_\_\_  
Magistrate Judge Case Number MJ - 04-36-LPC  
Search Warrant Case Number \_\_\_\_\_  
R 20/R 40 from District of \_\_\_\_\_**Defendant Information:**Defendant Name MARK F. MARCHESE Juvenile ☐ Yes ☒ NoAlias Name unknownAddress 219 Russell Street, Everett, MABirth date: 1970 SS#: 4347 Sex: M Race: Caucasian Nationality: USADefense Counsel if known: Ed Hayden Address: 7 Franklin Street  
Lynn, MA 01902

Bar Number: \_\_\_\_\_

**U.S. Attorney Information:**AUSA Paul R. Moore Bar Number if applicable 632312Interpreter: ☐ Yes ☒ No List language and/or dialect: \_\_\_\_\_Matter to be SEALED: ☐ Yes ☒ No☐ Warrant Requested ☐ Regular Process ☒ In Custody**Location Status:**Arrest Date: August 25, 2004☒ Already in Federal Custody as of detainee in Plymouth Co. House / Corrections☐ Already in State Custody \_\_\_\_\_ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by \_\_\_\_\_ on \_\_\_\_\_Charging Document: ☐ Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty \_\_\_\_\_ ☐ Misdemeanor \_\_\_\_\_ ☒ Felony 3

Continue on Page 2 for Entry of U.S.C. Citations

☒ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: December 8, 2004

Signature of AUSA: Paul R. Moore

JS 45 (5/97) - (Revised USAO MA 3/25/02) Page 2 of 2 or Reverse

District Court Case Number (To be filled in by deputy clerk): \_\_\_\_\_

Name of Defendant MARK F. MARCHESE

## U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>18 U.S.C. § 2113(d)</u>	<u>Armed Bank Robbery</u>	<u>1</u>
Set 2	<u>18 U.S.C. § 922(g)(1)</u>	<u>Felon in Possession of Firearm and Ammunition</u>	<u>2</u>
Set 3	<u>18 U.S.C. § 924(c)</u>	<u>Use of a Firearm During a Crime of Violence</u>	<u>3</u>
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

**District Court Case Number (To be filled in by deputy clerk):** \_\_\_\_\_

**Name of Defendant** MARK F. MARCHESE

**ADDITIONAL INFORMATION:** \_\_\_\_\_

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\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

js 45 - Armed Bank Robbery - 2004 - Marchese.wpd - 3/13/02



JS 45 (5/97) - (Revised USAO MA 3/25/02)

**Criminal Case Cover Sheet****U.S. District Court - District of Massachusetts**Place of Offense: \_\_\_\_\_ Category No. II Investigating Agency FBICity Malden Related Case Information:County Middlesex Superseding Ind./ Inf. X Case No. 04-10293-JLT  
Same Defendant X New Defendant \_\_\_\_\_  
Magistrate Judge Case Number \_\_\_\_\_  
Search Warrant Case Number \_\_\_\_\_  
R 20/R 40 from District of \_\_\_\_\_**Defendant Information:**Defendant Name FRANK R. BOWMAN, JR. Juvenile ☐ Yes ☒ NoAlias Name unknownAddress 19 Waters Avenue, Everett, MABirth date: 1971 SS#: 8610 Sex: M Race: Caucasian Nationality: USADefense Counsel if known: Charles A. Clifford Address: 305 Main Street  
Charlestown, MA 02128

Bar Number: \_\_\_\_\_

**U.S. Attorney Information:**AUSA Paul R. Moore Bar Number if applicable 632312Interpreter: ☐ Yes ☒ No

List language and/or dialect: \_\_\_\_\_

Matter to be SEALED: ☐ Yes ☒ No☐ Warrant Requested☒ Regular Process☐ In Custody**Location Status:**

Arrest Date: \_\_\_\_\_

☐ Already in Federal Custody as of \_\_\_\_\_ in \_\_\_\_\_☐ Already in State Custody \_\_\_\_\_ ☐ Serving Sentence ☐ Awaiting Trial☒ On Pretrial Release: Ordered by Mag. Judge L. Cohen on Oct. 11, 2004Charging Document: ☐ Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty \_\_\_\_\_ ☐ Misdemeanor \_\_\_\_\_ ☒ Felony 2

Continue on Page 2 for Entry of U.S.C. Citations

☒ I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: December 8, 2004Signature of AUSA: Paul R. Moore

JS 45 (5/97) - (Revised USAO MA 3/25/02) Page 2 of 2 or Reverse

District Court Case Number (To be filled in by deputy clerk): \_\_\_\_\_

Name of Defendant FRANK R. BOWMAN, JR.

## U.S.C. Citations

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Set 1	<u>18 U.S.C. § 2113(d)</u>	<u>Armed Bank Robbery</u>	<u>1</u>
Set 2	<u>18 U.S.C. § 924(c)</u>	<u>Use of a Firearm During a Crime of Violence</u>	<u>3</u>
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
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Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

**District Court Case Number (To be filled in by deputy clerk):** \_\_\_\_\_

**Name of Defendant** FRANK R. BOWMAN, JR.

**ADDITIONAL INFORMATION:** \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

js 45 - Armed Bank Robbery - 2004 - Bowman.wpd - 3/13/02

JS 45 (5/97) - (Revised USAO MA 3/25/02)

**Criminal Case Cover Sheet****U.S. District Court - District of Massachusetts**Place of Offense: \_\_\_\_\_ Category No. II Investigating Agency FBICity Malden Related Case Information:

County Middlesex Superseding Ind./ Inf. Superseding Ind Case No. 04-10293-JLT  
 Same Defendant \_\_\_\_\_ New Defendant X  
 Magistrate Judge Case Number 04-MJ-00079-LPC  
 Search Warrant Case Number \_\_\_\_\_  
 R 20/R 40 from District of \_\_\_\_\_

**Defendant Information:**Defendant Name ANTHONY P. RAYMOND Juvenile ☐ Yes ☒ NoAlias Name Razor Ramone; Tony Ramone; Tony RamondAddress Plymouth Co. House of CorrectionsBirth 1971 SS#: 3386 Sex: M Race: Caucasian Nationality: USA

Defense Counsel if known: Roger Witkin, Esq. Address: 6 Beacon St. Suite 1010  
Boston, MA 02108

Bar Number: \_\_\_\_\_

**U.S. Attorney Information:**AUSA Paul R. Moore Bar Number if applicable 632312Interpreter: ☐ Yes ☒ No List language and/or dialect: \_\_\_\_\_Matter to be SEALED: ☐ Yes ☒ No
☐ Warrant Requested ☐ Regular Process ☒ In Custody
**Location Status:**Arrest Date: November 12, 2004☒ Already in Federal Custody as of November 12, 2004 in Plymouth Co. House of Corrections☐ Already in State Custody \_\_\_\_\_ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by \_\_\_\_\_ on \_\_\_\_\_Charging Document: ☐ Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty \_\_\_\_\_ ☐ Misdemeanor \_\_\_\_\_ ☒ Felony 2

Continue on Page 2 for Entry of U.S.C. Citations

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District Court Case Number (To be filled in by deputy clerk): \_\_\_\_\_

Name of Defendant ANTHONY P. RAYMOND

## U.S.C. Citations

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Set 3	_____	_____	_____
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Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

**District Court Case Number (To be filled in by deputy clerk):** \_\_\_\_\_

**Name of Defendant**     ANTHONY P. RAYMOND

**ADDITIONAL INFORMATION:** \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

js 45 - Armed Bank Robbery - 2004 - Raymond.wpd - 3/13/02